THE HON'BLE MR JUSTICE S. ANANDA REDDY

WRIT PETITION NO:12851 OF 2005

DATED:16.08.2005

Between:

N.L.Prabhavathi, W/o.Late Rama Rao,

Aged about 41 years, Occ:Housewife,

R/o.D.No.32-2000, Plot No.194/B, Green Fields,

Khanojiguda, Secunderabad.

……PETITIONER

AND

The General Manager, Bharat Petroleum

Corporation Ltd., 45-A, Sarojini Devi Road,

Secundrabad. And another.

……RESPONDENTS

THE HON'BLE MR JUSTICE S. ANANDA REDDY

WRIT PETITION NO:12851 OF 2005

ORDER

This Writ Petition is filed by the petitioner aggrieved by the inaction of the respondents in paying the amount retained by the respondents from out of the amounts payable to the husband of the petitioner. It is stated that the petitioner's husband was a contractor with the respondent-Corporation. The second respondent deducted certain amounts towards retention amount to the tune of Rs.8,37,170/-. Out of the said amount, Rs.2,47,241/- was adjusted towards costs of Bitumen supplied by the respondent-Corporation for the execution of the work and in fact, the respondent-Corporation gave a communication to the petitioner that the balance amount retained by the company is Rs.5,89,929/-, but, however, when the petitioner approached after the demise of her husband, the respondent-Corporation paid only Rs.4,91,641/- and retained further amount of Rs.98,288/-. As the respondent-Corporation did not pay the said balance amount, the petitioner has come up with the present Writ Petition.

After notice to the respondent-Corporation, the learned Standing Counsel, on instructions, represented that the difference as claimed by the Corporation is only to the extent of one rupee and the respondent-Corporation is prepared to pay the balance amount to the petitioner.

In view of the said representation made by the learned Standing Counsel, the respondent-Corporation is directed to pay the petitioner the balance amount within a period of two weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No costs.

S. ANANDA REDDY,J

16TH AUGUST 2005

Note: Issue C.C. in three days.

(B/o)

Tsr